Committee's Action Sustained by Vote of 41 to 9.

WILL COME UP AGAIN TO-MORROW

Judge Robertson to Renew His Fight_Captain

opened up in dead earnest in Committee of the Whole yesterday, Mr. Boaz in the chair. The first battle resulted in an overwhelming victory for the committee, Judge Robertson's amendment to insert the words "County Court" being rejected by a vote of 41 to 9. The Roanoke leader immediately interposed a motion to re-consider and the fight will be renewed to-morrow with chances largely in favor of the report of the committee being sus-tained. The effect of Judge Robertson's amendment was to have County Courts as often as once a month in each county.

The committee met at 10 o'clock and almost the entire session of nearly four hours was consumed in the debate over the above named amendment to section one of the judiciary report. The body at 1:35 adjournd until noon to-morrow. Mr. Parks offered a suffrage plan, which was ordered printed. As soon as the prelimi-naries of the morning hour were disposed of Mr. Hunton called up his report on judiciary in Committee of the Whole, and Mr. Robertson offered and spoke to his amendment. He made an able argument and was replied to in an able manner by Mr. Withers. The vote was then taken, with the result given above. The report will consume many more days of the convention's time.

DAY IN DETAIL.

The convention met at 10 o'clock; prayer by Dr. Dunaway. Fifty members answered the roll-call.

Mr. Withers offered a resolution empow Mr. Withers offered a resolution empowering the special Legislative Committee to investigate and report on what terms a hall could be secured for the convention in Richmond, Danville, Norfolk or Charlottesville, in the event the Hall of the House of Delegates could not accommo convention and Legislature,

Mr. Parks introduced a suffrage resolu-tion, which was read and referred. Leaves of absence were granted several

The convention then went into Commit-tee of the Whole to consider the report of the Committee on Judiciary, Mr. Boaz

presiding.
Section I was taken up.
Judge Robertson, who had an amendment pending to substitute county courts for the new system of circuit courts, asked that the matter be further postponed. He said he was prepared to make his argument, but he was not willing to do so with only a bare quorum present. He thought such a grave question as the one under consideration ought to be discussed before a full body. It was not fair to insist on his speaking before such a small and both the control of the co

Mr. Summers spoke in favor of grant-ing Judge Robertson's request.

FINALLLY TAKEN UP.
Chairman Hunton opposed further deay. He said he did not wish to appear rteous, but he must insist that the

pect of having more than the present attendance for a considerable length of time, and postponement would simply be

sure the holding of court in every county in the State once each month, judges to be assigned to districts so divided as to permit of a monthly court. If he could not get this system combined with a

The speaker then gave a history of the old county-court system before the war and read an extract from Judge Staples, in high encomium of that great institution, which was almost co-eval with John Smith and Pocahontas.

WOULDN'T TEAR IT DOWN. Judge Robertson declared that, however radical he might be called on some ques-tions, the question of this venerable and glorious institution of the past he could not get the consent of his n. nd to ruthlessly tear it down. Referring to what had been termed the

circus feature of the County Court, he said he firmly believed in circuses, and was of great benefit, from an educational and a financial standpoint. Men who are kept out in the country, following the plow and attending to farm duties, ought to have a regular meeting-day to attend court, to swap ideas, horses, hear polities or anything else they wish to. He said the people out in the country had not yet awoke to the real situation. If they understood thoroughly what the abolition of their monthly court-days meant, there would be more counties than Appemation holding public meetings, and condemning the proposed change.

The speaker then went into a long

analysis of the statistics as to the com parative expense of the present county courts and the expense of the proposed system. He endeavored to show that the figures as to the economy of the new system were misleading and unreliable, because, based on theory and speculation,

no facts ever having been established.

CLIMBING MOUNTAINS.

Then, taking up the arrangement of the counties into twenty-five districts, as proposed by the committee, he said the judge who went into Highland county that the county is seend most of his time. would have to spend most of his time climbing mountains instead of holding court; that the work laid out for a judge was based on the idea that a man newadays was a kind of automobile that could travel all the time and never get out of order from eating soda biscuits in one place and fat fried bacon in ano-

ther. (Laughter.)
He asked if it was the county court or individual instances of incompetent or corrupt county judges that was the real object of attack. He said it was not object of attack. He said it was not right to coxdemn a whole system because there were isolated instances of abuse. The county court first got into disfavor when the white men were divided—at the time when a great economic question came up and the lower crasses of whites combined with the negro against the combined with the negro against the

higher classes of whites.

This resulted in an influx of incompetent judges, and the County Court system has been suffering from the sult of that ex-

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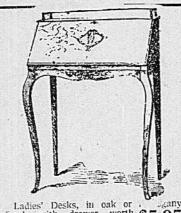
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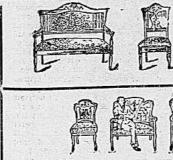
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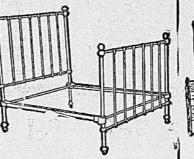
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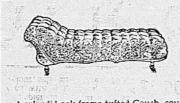
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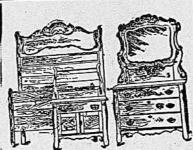
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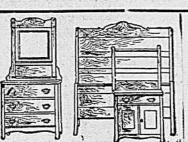


A splendid oak frame tufted Couch, covered with a good quality of \$6.50 velour, sells elsewhere at \$9, for



A very handsome full Quartered Oak Bedroom Suite, highly polished, swelled front Dressing Case, finely carved Bedstead and Wash- \$34.50





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A massive, high-polished Quartered Oak Combination Case, cheap at \$20,



A large 5-piece Parlor Suite, prettily carved, mahogany finish \$19.75



A massive 5-piece Parlor Suite, somely carved, mahogany finish frame, spring edge and tufted back, \$33.95 covered in fine silk damask.



Carpets of every description. A most xtensive assortment of Ingrains, Brussels, Velvets, Axminister, etc.

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there was a body which was dominated by politics, this Constitutional Convention would take the cake. (Laughter and apwould take the cake. (Laughter and applause). And yet you hear great long speeches here every day about taking things out of politics. To hear the speches that are made here, one would think we were afraid to trust the Governor, afraid of the London of the London of the cake the ca

of the Legislature, afraid of the judges, yes, and scared to death at the thought of a district school trustee getting into of a district school trustee getting into politics. (Great laughter and applause.)

The speaker then recited the great mass of criminal and county business that was dispatched by the County Courts and showed how misleading and unfair statistics of any single year's transactions were. The proposition is seriously made to have twenty-four judges do the work

were. The proposition is seriously made to have twenty-four judges do the work that has been done by one hundred or more Circuit and County Court judges.

POLITICAL CRIME.

Judge Robertson declared it would be a political crime and blunder to put the judge so far off from the people as to compel a man to lie in Jail for two months because he could not get a trial or get bail. Justice cught to be brought as near as possible to every r-an's door. Referring to the surprise expressed by a member of the committee and the position he was taking, he said he did not see why any surprise should be expressed, for he had made forty speeches on this very question before the committee and not a single one of them voted with him. He certainly hoped he would produce a better impression on the Committee of the Whole. (Laughter.)

He then discussed the benefits of the dual over the single system of counts. He said it required an entirely different order of talent in a judge to hear chancery cases and one who tried criminal and common law cases. He said an the question of economy, there was something higher than money; that dollars and cents should go to the dogs when human life and human liberty were at stake.

Judge Robertson concluded his very

and human liberty were at stake.

and human inserty were at stake.

Judge Robertson concluded his very able speech after being attentively listened to for nearly two hours, and was loudly applauded at its close

AN ABLE DEFENSE. Mr. Withers defended the report of the committee. He said no one recognized more than he that the first consideration which should obtain in selecting courts or judges was the efficiency of the system, rather than its expense from a pecuniary

standpoint.

He paid a glowing and eloquent tribute to the attachment which people had to traditions of their fathers, and said that nowhere on earth had a people a greater cause for love and pride at their past than those of Virginia. It was natural to shrink from parting with a single monu-

born in the throes of reconstruction, set up by alien hands, and placed upon the up by allen hands, and placed upon the people of Virginia against their protest. The idea of making courts a social institution was never contemplated by the fathers. Social intercourse and an interchange of views could be obtained by the people whether court sat or not. It had nothing whitever to do with denying them the right or the privilege of swapping horses, ideas, political chat, or at-

tending a circus. He was not here to attack the officials of the courts. He knew of no corruption among them and had heard of none. That matter belonged to the Legislature, if it existed.

PEOPLE DON'T ASK IT. If this County Court was so dear to the hearts of the people as some speakers seemed to think, why was it that the people had not arisen all over the State and protested against it? The plan had been published for three months, and only Fluvanna, Apppomattox and Carroll counties had even gone through the sem-

blance of an objection.

Mr. Withers said while the judiciary of the State were a superior class of men, the fact could not be disputed that they did not have much to do. Virginia, with a population of barely two millions, had one hundred and four county and circuit judges to do what twenty or twenty-five judges in other States found plenty of

time to do.
He then digressed into an argument against the election of judges by the Legislature, saying that until the custom of a single member of the Legislature sea single member of the Legislature se-lecting a judge was abandoned, the in-crease of salary and of dignity of the position would not materially improve the personnel of the courts or increase the measure of respect in the public mind. He strongly urged the necessity for a judge to be independent of the favor or the animosity of any man, corporation, or direct partisan influence. He gave his ex-perience as a member of the Senate of the manner of selecting judges, and made it a text for his argument that judges should be elected by the people.

should be elected by the people.

DEFECTS OF THE SYSTEM.

He said he made this digression for the purpose of illustrating what was one of purpose of illustrating what was one of the defects of the present system, and to what abuses it was capable of being put. He said if there was any defect in the system proposed by the committee, it arose from naming too many judges inarose from naming too many judges instead of too few. This defect arose from the requirement of the committee for courts every two months in each county. whether those counties wished it or not. This requirement had necessitated the selection of twenty-four circuits. The speaker next showed that under the present materials and the selection of twenty-four expenses and perience.

The people of Virginia are remarkably fond of holding office, especially to be judges. He knew what he was talking about, because he had had the judge itch once himself. (Laughter).

He said all this talk of getting judges out of politics was bosh; that if ever the loved setting to the fathers, and was placed the courts of the fathers, and was placed the courts of the fathers, and was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most important of all officers was placed the courts of the fathers, and was placed the most placed that under the present system there were four separate and distinct classes of judges and placed that under the present system there were four separate and distinct classes of judges, and was placed that under the present system there were four separate and life itself was relentless, and modern life demanded occasional breaking away from the loved landmarks of the fathers and distinct classes of judges and having different duties to perform. He contended that this distinct placed the stall placed the courts of the fathers and distinct classes of judges and placed the stall pl

one class of officers than the others. Answering the criticism of requiring a judge who heard chancery cases to decide criminal trials, the speaker said one of the best features of the new system was that it would require a judge to sit in all cases, and in that way he would be-come broader and brighter in his administration of law and justice, for the best men were not always those who were trained along narrow grooves of profes-sional or official thought. The placing of all judges on the same plane of official dignity and importance was one of the greatest merits of the single system. The detail of the plan might not commend it self to every one, but the principle of the system was in thorough accord with the method of courts adopted for many years by all progressive States. It was suffi-ciently flexible to be adapted to the increasing accumulation of litigation that the coming era of development and indus-trial advancement in Virginia was sure trial advancement to require. He said the new system would greatly accelerate the disposition of litigation between wholesale merchants, manufacturers and all other business interesis, besides securing to every indi-vidual a safe and speedy trial, whether he sued or was sued; whether he were harged with a crime or was prosecuting

LOUDLY CHEERED. Mr. Withers concluded in an hour and half. When he sat down there was an outburst of applause. The vote was then taken on the amendment of Judge Rob-

ertson. There was a feeble response of yeas and a great many nays.

Judge Robertson tried to get an adjournment, sayinfi he did not propose to be bulldozed into a vote. The vote was taken on division and the amendment was

ost. Yeas, 9; nays, 49. Judge Robertson then lodged a motion to reconder the vote.

He moved that the committee rise. The motion was lost-yeas, 25; nays, 25. Judge Robertson objected to having two speeches the same day on the same sub-ject, it being the reconsiderations of the vote by which his amendment was defeated. Another motion was made to rise and it was carried.

The convention adjourned at 1:35 o'clock

intil Monday at 12 o'clock, after several more leaves of absence were granted.

Mr. C. W. Graves, a guard at the peni entiary, has put in an active week's work in bringing new prisoners here. He arrived here Thursday with Charles Bon ner and Grant Goode, who were sentenced in Petersburg to two years in the penitiary. William Tyler, who was convicted of the murder of his father in Gooch land county, was brought here yesterday to serve five years.

In New Offices.

Captain A. B. Guigon has removed his law offices to the Merchants' National Bank huliding

DAY OF SORROW OF B. P. O. ELKS

Memorial Services to be Held at Academy of Music This

Afternoon.

Richmond Lodge of Elks will hold memorial services this afternoon at 3 o'clock at the Academy of Music. The series will begin promptly, and all holding tickets are requested to be seated before that hour. After 3 o'clock all unoccupied seats will be open, and those holding standing room tickets may occupy the vacant

The Reception Committee will look after the comfort of the guests of the lodge, but the regular ushers will have charge of the scats up to the hour of 3 o'clock. Mr. H. Claiborne Epps is chairman of the Reception Committee, and he has as his associates the following gentlemen: W. D. Butler, Max Cohen, John A. Lamb, T. A. Tragle, H. C. Boudar, Morgan Treat, C. W. Westbury, Monro Levy, H. F. Grimmell, C. F. Kohler, William Mann, John J. Murphy, J. A. Carouthers, W. S. Nolan, F. B. Jurgens Edgar Allan, Jr., H. C. Glenn, and Dr. J. H. Hinchman. J. H. Hinchman.

The services conducted by the lodge ar most impressive and are in memory of the dead brothers since the organization of the lodge on May 8, 1826. There have been thirty-eight deaths in Richmond Lodge, seven of them during the past year. Those who have passed away this year are Messrs. W. C. Hughes, James S. Wilson, W. A. O'Brien, F. D. Bolton. Walter H. Williams, Joseph J. O'Connor,

In addition to the beautiful lodge services there will be a number of musical selections by members of the Bijou Comedy Company and by the Academy and Bijou orchestras, as printed in the complete programme in The Times of yes-

complete programme in The Times of yesterday.

Rev. Henry Pearce Atkins will offer
prayer; Mr. George C. Cabell, Jr., of the
Danyille Lodge, will deliver the address
on "The Mottoes Upon Which Our Order
is Founded," and Hon. Samuel L. Kelley,
of Richmond Lodge, will deliver the eulogy on "Our Dead."

The opening services will be conducted
by the officers of the lodge, headed by
Evalted Ruler Frank W. Cunningham.

Exalted Ruler Frank W. Cunningham. Compliment to Professor Pahr.

Mr. Emil Mollenhauer, of Boston, director of the Handel and Hayda Society
and the festival orchestra, has requested
Mr. F. C. Hahr of this city to send

shall Social Club, was chartered
to the purpose of social and literary
enjoyment and the furtherance of athletic sports and anusement. The officers are as follows: C. J. Hulcher, pres-

him one of his orchestral compositions to be performed by Mr. Mollenhauer's or-chestra at a concert of American Com-posers shortly, to be given in Tremont Temple, Boston.

JUSTICE JOHN'S COURT.

Harry Brown Was Dismissed of the Charge of Threatening to Kill. A neat-looking colored man named Harry Brown was arraigned in the Police

Court yesterday morning on the charge of threatening to kill Clara Bacon, but the testimony did not prove such to have been a fact, and he was discharged.

Annie Johnson charged Sam Hunt (colored) with taking three chairs belonging to her. But Sam had three witnesses to her. But Sam had three witnesses in his favor, and he was dismissed.

The young white man, Harvey Williams, alias J. H. Wilson, was placed under \$300 bond for twelve months as a suspicious character. He was sent on to the grand jury several days ago for breaking into Evans' paint shop.

Tom Rucker (colored) was said to have stolen a bleycle belonging to Olley Talley. He said he bought the wheel for

ley. He said he bought the wheel for \$5 from a boy, but feeling that it was stolen he tried to find the owner. The case was continued to the seventh of next month

Tom Haskins (colored) is in lots of Trouble. He was arrested for shooting at Leslie Lewis and Herman Baker, and later it was established that he carried a concealed weapon. On the first charge he was find \$25, and on the latter \$50. E. A. Stephens was alleged to have gone on the premises of Mrs. J. B. Goode and created a disturbance. The will be further heard on the third.

Property Transfers.

Richmond—John W. Arderson and wife to George R. Cannon, 49 feet on east side of Pine Street, 138 feet, south of Spring Street, 138 feet, south

Alexander Spotswood and wife's trus-Alexander Spriggyod and wile's fus-tee to Granite Building Company, 69-12 feet on south sale of Murshall Street, 50-9-12 feet cast of Fifteenth Street, 500. Henrico-Cyrus Possieux's trustee and Cyrus Bossieux and wife to J. M. Bossieux, 42.115 acres about 3 1-2 miles below Richmond on the Central turnpike, \$300. A. C. Houston to Robert H. Thomp-son, 38.444 acres on the R., F. and P.

F. Sitterding and wife to John and Emil Ehler, 88 of an acro on the New Market road, \$5.

ity Hell Court Items.

Saturday is always a dull day in the ourts, and yesterday was no exception to the case. 'n the City Circuit Court the "Marshall Social Club" was chartered to the purpose of social and literary

ident; Aaron L. Stern, vice-president; Wm. H. Bahen, secretary and treasurer; and Melvin Flagenhimer, counsel. The suit of Robert Lee Smith against the Carnival Association and the city for \$2,500 will be resumed in the Law and

State with the resumed in the Law and Equity Court to-morrow.

Smith sues for damages alleged to be due for injuries sustained in failing from a platform during the Carnival of 1900.

Wallace F. Brown brought suit in the Law and Equity Court yesterday after-

noon against Mary R. D. Moon and otners for \$200. The Hustings Court docket will be a The Hustings Court docket will be a comparatively clean one this term. The November term came to a close yesterday. There were two cases sent on to the grand jury from the Police Court during the month, and there are but hard ty-eight continued cases.

Arrests in Nev mber.

Sergeant Shinberger's report for the month of November shows the number of arrests to have been 318-wnite; 178; colored, 172; mfsdemeanors, 334; felonies, 14; ordinance violations, 55; miscellaneous, 49; last month's arrests, bol.

Now is the time to make your fruit cakes. Our assortment of fruits, raisins, nuts and candies surpass anything we have ever offered before at extremely have ever offered before at extremely low prices. New seeded raisins, in one pound packages, 10 cents; new citron, 12 1-2 cents; new orango peel, 22 1-2 cents; new lemon peel, 12 1-2 cents; new figs, new lemon peel, 12 1-2 cents; new figs, new lemon peel, 12 1-2 cents; new ilgs, 7 cents; new shelled almends, 30 cents; new dates, 5 cents; new mixed nuts, 11 cents; large, milky cocoanuts, 5 cents; large bottles essence of lemon and vanilla, 5 cents; London layer raisins, 10 cents; new Cape Cod cranberries, 9 cents a quart; new Virginia buckwheat, 4 cents, or 7 pounds for 25 cents; new hommy and grits, 2 cents; new codish, shreaded or brick, per package, 5 cents; new saltgrits, 2 cents; new codish, shreaded or brick, per package, 5 cents; new sult-water pickles, 8 cents per quart; sour pickles, 20 cents a gallon; new malaga grapes, 12-1-2 cents; new, large raisins, 7 cents per pound; mountain roll batter, 15 cents user pound; fat can advance to 7 cents per pound; flat can salmon, 10 15 cents per pound; flat can salmon, 10 cents; oil sardines, i cents, white A su-gar, ket Seal lye, i cents a can; Arbuckle's Ariosa coffee, 11 cents a pound, S. ULLMAN'S SON, THREE STORES.

YOU ARE WARNED

To avoid as you would a poison the many so-called "Syrups of White Pine." If you have a cough, cold, Croupe. Bronchitis c: any throat or lung trouble, take Dr. David's Cough Syrup of Pure Pine art. Horehound, Wild Cherry, etc. Price 25c. for a large bottle everywhere. OWENS & MINOR DRUG CO.

IT COSTS YOU NOTHING

If it does, so why not try Dr. David's Chill Tonic. Every 50c.-bottle warranted to cure a case of chills. Price &c. and 50c. a bottle.

OWENS & MINOR DRUG CO.